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Human Rights Council
Advisory Committee
Twentieth session
19-23 February 2018
Agenda item 3 (g)
Requests addressed to the Advisory Committee stemming from Human Rights Council resolutions and currently under consideration by the Committee: Negative impact of the non-repatriation of funds of illicit origin on enjoyment of human rights

Mr. Ibrahim Abdulaziz Alsheddi, Mr. Mohamed Bennani, Mr. Lazhari Bouzid, Mr. Mario Luis Coriolano, Mr. Ion Diaconu, Mr. Ludovic Hennebel, Mr. Mikhail Lebedev, Mr. Xinsheng Liu, Mr. Ajai Malhotra, Mr. Kaoru Obata, Ms. Mona Omar, Ms. Katharina Pabel, Ms. Elizabeth Salmón, Mr. Dheerujlall Baramlall Seetulsingh, Mr. Changrok Soh, Mr. Imeru Tamrat Yigezu, Mr. Jean Ziegler: draft action

20/... Negative impact of the non-repatriation of funds of illicit origin on the enjoyment of human rights

The Human Rights Council Advisory Committee,

Recalling Human Rights Council resolution 34/11 of 23 March 2017, in which the Council requested the Advisory Committee to conduct a study, in continuation of the study requested by the Council in its resolution 31/22 of 24 March 2016, on the possibility of utilizing non-repatriated illicit funds, including through monetization and/or the establishment of investment funds, while completing the necessary legal procedures, and in accordance with national priorities, with a view to supporting the achievement of the Goals of the 2030 Agenda for Sustainable Development, contributing to the enhancement of the promotion of human rights and in accordance with obligations under international human rights law, and to submit the requested study to the Council at its thirty-ninth session,

Recalling also that, at its nineteenth session, the Advisory Committee established a drafting group, currently composed of Ibrahim Abdulaziz Alsheddi, Mario Luis Coriolano, Mikhail Lebedev, Mona Omar and Changrok Soh, and Ludovic Hennebel, Ajai Malhotra and Dheerujlall Baramlall Seetulsingh, who joined the drafting group at the current session,

1. *Notes* that the drafting group newly elected Mr. Malhotra as Chair and Mr. Seetulsingh as Rapporteur;

2. *Also notes* that the drafting group and the Advisory Committee held meetings to discuss the topic;

3. *Further notes* the highly specific and complex character of the mandate;

4. *Requests* the drafting group to present a preliminary outline of the study to the Advisory Committee at its twenty-second session, taking into account the replies to the note verbale distributed after the discussion held at the current session;

5. *Recommends* that the Human Rights Council extend the time scheduled to allow for better informed work, and that it request the Advisory Committee to submit the study to the Council at its forty-second session;

6. *Also recommends* that the Human Rights Council consider adopting the following decision:

"*The Human Rights Council*,

Taking note of the recommendation of the Advisory Committee relating to its mandate on the negative impact of the non-repatriation of funds of illicit origin on the enjoyment of human rights, pursuant to the Human Rights Council resolution 34/11 of 23 March 2017,

Requests the Advisory Committee to submit to the Human Rights Council at its forty-second session the study on the possibility of utilizing non-repatriated illicit funds, including through monetization and/or the establishment of investment funds, while completing the necessary legal procedures, and in accordance with national priorities, with a view to supporting the achievement of the Goals of the 2030 Agenda for Sustainable Development, contributing to the enhancement of the promotion of human rights and in accordance with obligations under international human rights law."